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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/644,082	08/20/2003	Tomohiro Shinoda	3022-0018	4712
20457	7590 08/24/2004		EXAM	INER
ANTONELLI, TERRY, STOUT & KRAUS, LLP 1300 NORTH SEVENTEENTH STREET SUITE 1800 ARLINGTON, VA 22209-9889			NGUYEN, KIM T	
			ART UNIT	PAPER NUMBER
			3713	-
			DATE MAILED: 08/24/2004	

Please find below and/or attached an Office communication concerning this application or proceeding.

Application No. Applicanties Application No. Applicanties Application No. Inde44,082 SHINODA, TOMOHIRO			\mathcal{A}			
Examiner Kinn Nguyen		Application No.	Applicant(s)			
Status	Office Action Commence	10/644,082	SHINODA, TOMOHIRO			
The MALING DATE of this communication appears on the cover sheet with the correspondence address — Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(s) FROM THE MALING DATE OF THIS COMMUNICATION. Examinor of time may be available under the provisions of 3 CFR 1.1360. In no event, however, may a reply be timely filed after SX (6) MONTH'S from the mailing date of this communication. Examinor of time may be available under the provisions of 3 CFR 1.1360. In no event, however, may a reply be timely filed after SX (6) MONTH'S from the mailing date of this communication. Fallure to reply within the set or extended period for reply will, by statistic, cause the application to become ABANDONED (33 U.S.C. § 113). Any reply accessed by the Office later than thin the months after the mailing date of this communication, even if timely filed, may reduce any variety period term adjustment. See 37 CFR 1.704(b). Status 1) Responsive to communication(s) filed on	Office Action Summary	Examiner	Art Unit			
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2a) ☐ This action is FINAL. 2b) ☐ This action is non-final. 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) ☐ Claim(s) 1-5 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5) ☐ Claim(s) is/are allowed. 6) ☐ Claim(s) 1-5 is/are rejected. 7) ☐ Claim(s) is/are objected to. 8) ☐ Claim(s) are subject to restriction and/or election requirement. Application Papers 9) ☐ The specification is objected to by the Examiner. 10) ☐ The drawing(s) filed on is/are: a) ☐ accepted or b) ☐ objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d). 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152. Priority under 35 U.S.C. § 119 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) ☐ All b) ☐ Some * c) ☐ None of: 1. ☐ Certified copies of the priority documents have been received. 2. ☐ Certified copies of the priority documents have been received in Application No 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). *See the attached detailed Office action for a list of the certified copies not received.	Status					
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raper No(s)/Mail Date <u>11/16/03 & 1/14/04</u> . b) Other:						

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DETAILED ACTION

Claim Rejections - 35 USC § 103

- 1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:
 - (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.
- 2. Claims 1-5 are rejected under 35 U.S.C. 103(a) as being unpatentable over Nishizaki et al (US patent No. 6,616,535).
- a. As per claim 1, Nishizaki discloses a gaming machine comprising data reading means for reading game data from an IC card (col. 15, lines 24-25); and data transmission means for transmitting the game data (col. 16, lines 11-13). Nishizaki does not explicitly disclose that the IC chip card is a token. However, configuring an IC card in a shape of token would have been well known to a person of ordinary skill in the art at the time the invention was made. It would have been obvious to a person of ordinary skill in the art at the time the invention was made to configure the IC chip card of Nishizaki in a shape of token in order to simulate a real token normally used in the casino.
- b. As per claim 2, Nishizaki discloses stopping commencement of a game based on the initial or game history data (col. 16, lines 11-19). Further, signaling stop command to a controller would have been well known.

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As per claim 3, Nishizaki discloses stopping the game based on the degree of different C.

between the pre-recorded data and the game initial data (col. 16, lines 28-36).

d. As per claim 4, refer to discussion in claim 1 above. Further, Nishizaki discloses

acquiring the game initial data and storing the data (col. 9, lines 26-32).

As per claim 5, refer to discussion in claims 2-3 above. e.

Any inquiry concerning this communication or earlier communications from the 3.

examiner should be directed to Kim Nguyen whose telephone number is (703) 308-7915. The

examiner can normally be reached on Monday-Thursday from 8:30AM to 5:00PM ET.

The central official fax number is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding

should be directed to the Group receptionist whose telephone number is (703) 308-1148.

kn

Date: August 18, 2004